

**SPECIAL TOWN MEETING
OCTOBER 24, 2000**

Voters of the Town of Boxford met at the Masconomet Regional High School on Tuesday, October 24, 2000. Moderator Gerald R. Johnston called the Special Town Meeting to order at 7:30 p.m. The Articles of the Warrant were disposed of accordingly.

ARTICLE 1. To see if the Town will vote to repeal, in their entirety, the present zoning bylaws and general bylaws of the Town of Boxford and replace them with the zoning bylaws and general bylaws of the Code of the Town of Boxford, published by General Code Publishers, dated October 26, 1999, last updated May 9, 2000; the text of the proposed Code of the Town of Boxford is on file for review during normal working hours at the Town Clerk's office at the Boxford Town Hall, or take any other action thereon.

Sponsored by the Town Clerk

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to repeal, in their entirety, the present zoning bylaws and general bylaws of the Town of Boxford and replace them with the zoning bylaws and general bylaws of the Code of the Town of Boxford, published by General Code Publishers, dated October 26, 1999, last updated May 9, 2000; the text of the proposed Code of the Town of Boxford is on file for review during normal working hours at the Town Clerk's office at the Boxford Town Hall.

ARTICLE 2. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$46,141 to supplement the current Police salary budget in order to fund retroactive salary adjustments for the FY 1999 and FY 2000 portions of the contract entitled, "Collective Bargaining Agreement between the Town of Boxford and the International Brotherhood of Teamsters Local #25, Boxford Police Patrol Officers, July 1, 1998 through June 30, 2000"; or take any other action thereon.

Sponsored by the Board of Selectmen

Finance Committee recommends adoption of this article

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from Free Cash sum of \$46,141 to supplement the current Police salary budget in order to fund retroactive salary adjustments for the FY 1999 and FY 2000 portions of the contract entitled, "Collective Bargaining Agreement between the Town of Boxford and the International Brotherhood of Teamsters Local #25, Boxford Police Patrol Officers, July 1, 1998 through June 30, 2000"

ARTICLE 3. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$21,816 to supplement the current Police salary budget in order to fund a portion of the FY 2001 portion of the employment contract entitled, "Collective Bargaining Agreement between the Town of Boxford and the International Brotherhood of Teamsters Local #25 Boxford Police Patrol Officers, July 1, 2000 through June 30, 2003"; or take any other action thereon.

Sponsored by the Board of Selectmen

Finance Committee recommends adoption of this article

*Upon a motion made and duly seconded, it was **VOTED**, by unanimous voice vote, to raise and appropriate the sum of **\$21,816** to supplement the current Police salary budget in order to fund a portion of the FY 2001 portion of the employment contract entitled, "Collective Bargaining Agreement between the Town of Boxford and the International Brotherhood of Teamsters Local #25 Boxford Police Patrol Officers, July 1, 2000 through June 30, 2003".*

ARTICLE 4. To see if the Town will vote to raise and appropriate, or transfer from available funds a sum of money to supplement the current Police salary budget in order to fund a portion of the FY 2000 and FY 2001 portions of the Police Reserve employment contract; or take any other action thereon.

Sponsored by the Board of Selectmen

Estimate: **\$20,000**

Finance Committee recommends adoption of this article

*Upon a motion made and duly seconded, it was **VOTED**, by unanimous voice vote, to raise and appropriate the sum of **\$6,500** to supplement the current Police salary budget in order to fund a portion of the FY 2000 and FY 2001 portions of the Police Reserve employment contract entitled, "Collective Bargaining Agreement, between the Town of Boxford and the Boxford Police Reserve Association, July 1, 1999 through June 30, 2001".*

ARTICLE 5. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$6,000** to fund the Town's final share of the Federal COPSFAST Grant; said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored by the Board of Selectmen

Finance Committee recommends adoption of this article

*Upon a motion made and duly seconded, it was **VOTED**, by unanimous voice vote, to raise and appropriate the sum of **\$6,000** to fund the Town's final share of the Federal COPSFAST Grant; said funds to be expended under the direction of the Board of Selectmen.*

ARTICLE 6. To see if the Town will vote to raise and appropriate, or transfer from available funds the sum of **\$39,000** to fund the salary, benefits and associated department budget expenses necessary to hire a Director of Municipal Finance for the second six month period in FY 2001, a position previously authorized by the May 16, 2000 Town Election, said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored by the Board of Selectmen

Finance Committee recommends adoption of this article

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$39,000 to fund the salary, benefits and associated department budget expenses necessary to hire a Director of Municipal Finance for the second six month period in FY 2001, a position previously authorized by the May 16, 2000 Town Election, said funds to be expended under the direction of the Board of Selectmen.

ARTICLE 7. To see if Town will vote to raise and appropriate, or transfer from available funds, the sum of \$5,000 to fund snow plow attachments and associated equipment for the use of the Boxford Department of Public Works, funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored by the Board of Selectmen
Finance Committee recommends adoption of this article

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$5,000 to fund snow plow attachments and associated equipment for the use of the Boxford Department of Public Works, funds to be expended under the direction of the Board of Selectmen.

NOTE: *At this time, we anticipate that Article 8 will be offered as a "contingent appropriation". This means that although the appropriation authorization for debt could be approved at the Special Town Meeting, the appropriation would be fully contingent upon successful passage of the related Proposition 2-1/2 debt exclusion ballot question. Should the debt exclusion ballot question fail, the appropriation would be rendered null and void.*

ARTICLE 8. To see if the Town will vote to authorize, appropriate and raise by borrowing or otherwise, the sum of \$3,317,862 for constructing, originally equipping and furnishing additions to the Police/Communications Building in its current location and for remodeling, reconstructing or making extraordinary repairs to the present building, including site improvements, communications facilities and other costs incidental and related to the project; funds to be expended under the direction of the Board of Selectmen, or take any other action thereon.

Sponsored by the Board of Selectmen
Finance Committee recommends adoption of this article
Capital Budgeting Committee recommends adoption of this article

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, that the sum of \$3,317,862 be hereby appropriated, to be expended at the direction of the Selectmen for constructing, originally equipping and furnishing additions to the Police/Communications Building in its current location and for remodeling, reconstructing or making extraordinary repairs to the present building, including site improvements, communications facilities and other costs incidental and related to the project; and that to meet this appropriation, the Treasurer, with the approval of the

Selectmen, is hereby authorized to borrow said sum under and pursuant to Chapter 44, Section 7, Clauses (3) and (3A) of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefore, provided, however, that no sums shall be borrowed or expended hereunder unless and until the Town shall have voted to exclude the amounts necessary to repay any bonds or notes issued hereunder from the limitations imposed by Chapter 59, Section 21C of the General Laws, also known as Proposition 2 ½.

ARTICLE 9. To see if Town will vote to raise and appropriate, or transfer from available funds the sum of **\$8,000** to fund the purchase of a baseball backstop at Boy Scout Park, said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored by the Board of Selectmen
Finance Committee recommends adoption of this article

Upon a motion made and seconded, it was VOTED, by majority voice vote, to transfer from free cash the sum of \$8,000 to fund the purchase of a baseball backstop at Boy Scout Park, said funds to be expended under the direction of the Board of Selectmen.

ARTICLE 10. To see if Town will vote to appropriate the sum of **\$215,836.13** for highway maintenance and construction in accordance with Chapter 90 of Massachusetts General Laws; this is in anticipation of receipt of an approved memorandum of agreement, no work will commence until one is received, funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored by the Board of Selectmen
Finance Committee recommends adoption of this article

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to appropriate the sum of \$215,836.13 for highway maintenance and construction in accordance with Chapter 53B of the Acts of 1999 and Chapter 150 of the Acts of 2000, as authorized by Memorandum of Agreement # MA-38337, executed by the Town on October 23, 2000, funds to be expended under the direction of the Board of Selectmen.

ARTICLE 11. To see if the Town will transfer the care, custody, maintenance and control of the land described herein from the Board of Selectmen for purposes of constructing a public way, to the Board of Selectmen for the purpose of conveyance and to authorize the Selectmen to convey 12,315 square feet of Town land to John and Ellen Marks for consideration of one dollar (\$1.00) as required by the subdivision approval of King Edward Court Subdivision, approved by the Boxford Planning Board on June 2, 1993; said land as shown as parcel "J" on a plan of land entitled, "King Edward Court Survey-Subdivision", dated December 11, 1991, revised April 19, 1993, filed as Sheet #3 in Plan Book 284, Plan 4 in the Essex Registry of Deeds, South District; a copy of said plan on file with the Town Clerk, or take any other action thereon.

Sponsored by the Planning Board

Upon a motion made and duly seconded, it was VOTED, by a greater than 2/3 voice vote, to transfer the care, custody, maintenance and control of the land described herein from the Board of Selectmen for purposes of constructing a public way, to the Board of Selectmen for the purpose of conveyance and to authorize the Selectmen to convey 12,315 square feet of Town land to John and Ellen Marks for consideration of one dollar (\$1.00) as required by the subdivision approval of King Edward Court Subdivision, approved by the Boxford Planning Board on June 2, 1993; said land as shown as parcel "J" on a plan of land entitled, "King Edward Court Survey-Subdivision", dated December 11, 1991, revised April 19, 1993, filed as Sheet #3 in Plan Book 284, Plan 4 in the Essex Registry of Deeds, South District; a copy of said plan on file with the Town Clerk.

ARTICLE 12. To see if the Town will establish the position of Town Administrator in accordance with Massachusetts General Laws, Chapter 41, § 23A, to be appointed by the Board of Selectmen. Said position to replace the current position of Executive Secretary, or take any other action thereon.

Sponsored by the Board of Selectmen
Finance Committee recommends adoption of this article

Upon a motion made and duly seconded, it was VOTED, by a majority voice vote, to establish the position of Town Administrator in accordance with Massachusetts General Laws, Chapter 41, § 23A, to be appointed by the Board of Selectmen. Said position to replace the current position of Executive Secretary.

ARTICLE 13. To see if Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$25,000** to engage professional consulting and legal services to review any permit applications and associated documentation related to, and undertake to study the impact of, the proposed construction of a large diameter, high pressure gas pipeline through Boxford, further to secure professional services as necessary for the Town to review, comment and intervene on any proposed permit application, said funds to be expended under the direction of the Board of Selectmen, or take any other action thereon.

Sponsored by the Board of Selectmen
Finance Committee recommends adoption of this article
Capital Budgeting Committee recommends adoption of this article
with HIGH priority

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to have Mr. Ken Pruitt, Administrator for the Conservation Committee, speak to the Assembly on this motion.

Upon a motion made and duly seconded, it was VOTED, by a greater than 2/3 voice vote, to transfer from free cash the sum of \$25,000 to engage professional consulting and legal services to review any permit applications and associated documentation related to, and undertake to study the impact of, the proposed construction of a large diameter, high pressure gas pipeline through Boxford, further to secure professional services as necessary for the Town to review, comment and intervene on any proposed permit application, said funds to be expended under the direction of the Board of Selectmen.

ARTICLE 14. To see if Town will vote to raise and appropriate, or transfer from available funds the sum of **\$9,143** to fund additional Radios for the Fire Department, said funds to be expended under the direction of the Fire Department; or take any other action thereon.

Sponsored by the Board of Selectmen
Finance Committee recommends adoption of this article

*Upon a motion made and duly seconded, it was **VOTED**, by unanimous voice vote, to transfer from free cash the sum of **\$9,143** to fund additional Radios for the Fire Department, said funds to be expended under the direction of the Board of Selectmen.*

An AMENDMENT to Article 14 was introduced as follows:

To change the wording ".....under the direction of the Board of Selectmen." to read ".....under the direction of the Fire Department."

*Upon a motion made and duly seconded, it was **VOTED**, by unanimous voice vote, to change the wording ".....under the direction of the Board of Selectmen." to read ".....under the direction of the Fire Department."*

ARTICLE 15. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$50,000** to supplement the Finance Committee Reserve Fund; or take any other action thereon.

Sponsored by the Finance Committee
Finance Committee recommends adoption of this article

*Upon a motion made and duly seconded, it was **VOTED**, by unanimous voice vote, to transfer from free cash the sum of **\$50,000** to supplement the Finance Committee Reserve Fund.*

ARTICLE 16. To see if the Town will vote to raise and appropriate, or transfer from available funds the sum of **\$5,000** to construct, equip, and renovate TEMPORARY office space at Boxford Town Hall, including the purchase of any furniture, equipment, computers and telephone equipment related to the project; said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored by the Board of Selectmen
Finance Committee recommends adoption of this article

*Upon a motion made and duly seconded, it was **VOTED**, by unanimous voice vote, to transfer from free cash the sum of **\$5,000** to construct, equip, and renovate TEMPORARY office space at Boxford Town Hall, including the purchase of any furniture, equipment, computers and telephone equipment related to the project; said funds to be expended under the direction of the Board of Selectmen.*

ARTICLE 17. To see if the Town will vote to borrow **\$385,000** in order to pay for architectural design and engineering services and to fund related permits and expenses necessary to obtain the required approvals and plans for the construction of a new Town Hall on Town owned property off Spofford Road, said funds to be spent under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored by Initiative Petition
Finance Committee recommends not endorsing this article
Capital Budgeting Committee recommends adoption of this article
(A Essential)

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to call the vote on Article 17.

Upon a motion made and duly seconded, it was VOTED, by a greater than 2/3 voice vote, that the sum of \$385,000 be hereby appropriated, to be expended at the direction of the Selectmen in order to pay for architectural design and engineering services and to fund related permits and expenses necessary to obtain the required approvals and plans for the construction of a new Town Hall on Town owned property off Spofford Road; and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is hereby authorized to borrow said sum under and pursuant to Chapter 44, Section 7, Clause (21) of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefore.

ARTICLE 18. To transact any other business that may legally come before said meeting.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to dissolve this special town meeting at 9:33 p.m.

Registered voters attending the meeting were 171. Counters and checkers for the meeting were appointed by Town Clerk Patricia Shields.

A true record.

ATTEST:

Patricia Shields
Town Clerk